

FOR UTILITY/DESIGN  
CIP/PCT NATIONAL/PLANT  
ORIGINAL/SUBSTITUTE/SUPPLEMENTAL  
DECLARATIONS

RULE 63 (37 C.F.R. 1.63)  
DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION

PM & S  
FORM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the INVENTION ENTITLED \_\_\_\_\_

LOCATION OF GENERALLY RECTANGULAR SHAPED OBJECTS IN AN IMAGE

the specification of which (CHECK applicable BOX(ES))

X A.  is attached hereto.  
BOX(ES) → B.  was filed on \_\_\_\_\_ as U.S. Application No. \_\_\_\_\_ /  
→ C.  was filed as PCT International Application No. PCT/ \_\_\_\_\_ / \_\_\_\_\_ on \_\_\_\_\_

and (if applicable to U.S. or PCT application) was amended on \_\_\_\_\_

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. 1.56. Except as noted below, I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International Application which designated at least one other country than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International Application, filed by me or my assignee disclosing the subject matter claimed in this application and having a filing date (1) before that of the application on which priority is claimed, or (2) if no priority claimed, before the filing date of this application:

PRIOR FOREIGN APPLICATION(S)	Date first Laid-open or Published	Date Patented or Granted	Priority NOT Claimed
Number	Country	Day/MONTH/Year Filed	

If more prior foreign applications, X box at bottom and continue on attached page.

Except as noted below, I hereby claim domestic priority benefit under 35 U.S.C. 119(e) or 120 and/or 365(c) of the indicated United States applications listed below and PCT international applications listed above or below and, if this is a continuation-in-part (CIP) application, insofar as the subject matter disclosed and claimed in this application is in addition to that disclosed in such prior applications, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. 1.56 which became available between the filing date of each such prior application and the national or PCT international filing date of this application:

PRIOR U.S. PROVISIONAL, NONPROVISIONAL AND/OR PCT APPLICATION(S)	Status	Priority NOT Claimed
Application No. (series code/serial no.)	Day/MONTH/Year Filed	

pending, abandoned, patented

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

And I hereby appoint the below-named persons individually and collectively as my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent, and I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/ organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct the above Firm and/or a below attorney in writing to the contrary.

Please direct all correspondence pertaining hereto to Russ Weinzimmer, Chief Patent Counsel, Cognex Corporation, One Vision Drive, Natick, MA 01760-2059, and please direct all telephone calls to Russ Weinzimmer at 508-650-3154.

Paul N. Kokulis	16773	Paul E. White, Jr.	32011	Stephen C. Glazier	31361	Adam R. Hess	41835
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Dale S. Lazar	28872	Mark G. Paulson	30793	Jack S. Barufka	37087		

(1) INVENTOR'S SIGNATURE:

Date:

10/2/00

Robert	MILLIGAN, Jr.		
First	Middle Initial		
Residence	Maynard	MA	Family Name
City	State/Foreign Country		Country of Citizenship
Post Office Address	4 Lincoln Street		
(Include Zip Code)	Maynard, MA 10754		

(2) INVENTOR'S SIGNATURE:

Date:

10/2/00

Ivan	BACHELDER		
First	Middle Initial		
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Atty. Dkt. No. PM0271376  
(M#)

**Rule 56(a) & (b) = 37 C.F.R. 1.56(a) & (b)**  
**PATENT AND TRADEMARK CASES - RULES OF PRACTICE**  
**DUTY OF DISCLOSURE**

- (a) ...Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the [Patent and Trademark] Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability...  
(b) information is material to patentability when it is not cumulative and (1) It also establishes by itself, or in combination with other information, a prima facie case of unpatentability of a claim or (2) refutes, or is inconsistent with, a position the applicant takes in: (i) Opposing an argument of unpatentability relied on by the Office, or (ii) Asserting an argument of patentability

**PATENT LAWS 35 U.S.C.**

**§102. Conditions for patentability; novelty and loss of right to patent**

A person shall be entitled to a patent unless--

- (a) the invention was known or used by others in this country, or patented or described in a printed publication in this or a foreign country, before the invention thereof by the applicant for patent or  
(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of the application for patent in the United States, or  
(c) he has abandoned the invention, or  
(d) the invention was first patented or caused to be patented, or was the subject of an inventor's certificate, by the applicant or his legal representatives or assigns in a foreign country prior to the date of the application for patent in this country on an application for patent or inventor's certificate filed more than twelve months\* before the filing of the application in the United States, or  
(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent, or  
(f) he did not himself invent the subject matter sought to be patented, or  
(g) before the applicant's invention thereof the invention was made in this country by another who had not abandoned, suppressed, or concealed it. In determining priority of invention there shall be considered not only the respective dates of conception and reduction to practice of the invention, but also the reasonable diligence of one who was first to conceive and last to reduce to practice, from a time prior to conception by the other.

**§103. Condition for patentability; non-obvious subject matter**

- (a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made. . . .  
(c) Subject matter developed by another person, which qualified as prior art only under subsection (f) or (g) of section 102 of this title, shall not preclude patentability under this section where the subject matter and the claimed invention were, at the time the invention was made, owned by the same person or subject to an obligation of assignment to the same person.

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\* Six months for Design Applications (35 U.S.C. 172).

Please return signed/recorded to:  
Pillsbury Madison & Sutro LLP  
Intellectual Property Group  
1100 New York Avenue, NW  
Ninth Floor  
Washington, DC 20005-3918

Atty. Dkt. PMS 271376 C00-026  
M# Client Ref.

**ASSIGNMENT**  
**of U.S. Origin Patent Application**

WHEREAS, the undersigned, to wit:

1) Robert MILLIGAN, Jr.                    2) Ivan BACHELDER  
3) \_\_\_\_\_                                        4) \_\_\_\_\_  
5) \_\_\_\_\_                                        6) \_\_\_\_\_  
7) \_\_\_\_\_                                        8) \_\_\_\_\_

(hereinafter collectively ASSIGNOR), has/have made an invention known as Dkt. 0271376  
and entitled: LOCATION OF GENERALLY RECTANGULAR SHAPED OBJECTS IN AN IMAGE

for which an application for Letters Patent of the United States

was executed even date herewith and is about to be filed in the United States Patent and Trademark Office;  
 was filed on \_\_\_\_\_, Appln. No. \_\_\_\_\_ / \_\_\_\_\_ ;

AND WHEREAS Cognex Corporation

(hereinafter ASSIGNEE), duly organized and existing under the laws of the State of Massachusetts  
and having its principal office and place of business at One Vision Drive, Natick, Massachusetts 01760  
desires to acquire an interest therein;

NOW, THEREFORE, in consideration of Ten Dollars (\$10.00) and other good and valuable consideration,  
the receipt and sufficiency of which are hereby acknowledged, the said ASSIGNOR, does hereby sell, assign  
and transfer unto ASSIGNEE, its successors, assigns and legal representatives, the full and exclusive right, title  
and interest to the said invention in the United States and all foreign countries, as described in the aforesaid  
application, and to the said application and to all continuations, divisions, reissues and substitutes of said  
application, together with the right of priority under the International Convention for the Protection of Industrial  
Property, Inter-American Convention Relating to Patents, Designs and Industrial Models, and any other  
international agreements to which the United States of America adheres, and ASSIGNOR hereby authorizes and  
requests the Commissioner of Patents to issue said Letters Patent to ASSIGNEE, for its interest as ASSIGNEE,  
its successors, assigns and legal representatives.

AND ASSIGNOR hereby agrees to execute any papers requested by ASSIGNEE, its successors, assigns and legal representatives, deemed essential to ASSIGNEE's full protection and title in and to the invention hereby transferred.

ASSIGNOR furthermore agrees upon request of said ASSIGNEE, and without further remuneration, to execute any and all papers desired by said ASSIGNEE for the filing and granting of foreign applications and the perfecting of title thereto in said ASSIGNEE.

NOTE: The undersigned hereby authorizes Pillsbury Madison & Sutro LLP of the above address to insert hereon any further identification necessary or desirable for recordation of this document.

Executed on the date(s) below indicated.

<u>Signature</u>	<u>Date Signed</u>	<u>Witness</u>
1) <u>Robert Milligan Jr.</u> Name: Robert MILLIGAN, JR.	<u>10/2/00</u>	<u>Kristin M. Kalceny</u>
2) <u>Ivan D. Bachelder</u> Name: Ivan BACHELDER	<u>10/2/00</u>	<u>Kristin M. Kalceny</u>
3)		
Name:		
4)		
Name:		
5)		
Name:		
6)		
Name:		
7)		
Name:		
8)		
Name:		